

ASG/MDS/MLXB

**PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:**

In Re Application of: Shinji Aki et al.

Application No.: 09/869,264

Group Art Unit: Not Yet Assigned

Filed: June 27, 2001

Examiner: Not Yet Assigned

For: Process for Producing Carbostyryl Derivatives

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1. Second Supplemental Information Disclosure Statement (2 pages)
  2. Copy of Reference WO 02/14283

Dated: June 10, 2002

Docket No.: 1197-226

ASG/MDS:A. Blakemore - Mail Drop 614



Due Date: None

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*Ok 06-11-02 rma*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Shinji Aki et al. ) Group Art Unit: Not Yet  
Application No.: 09/869,264 ) Assigned  
Filed: June 27, 2001 ) Examiner: Not Yet Assigned  
For: Process for Producing Carbostyryl Derivatives )

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**SECOND SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the document listed on the attached PTO 1449. To the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

A copy of the listed document is attached. Applicants respectfully request that the Examiner consider the listed document and indicate that it was considered by making appropriate notation on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any claim in the application and applicant determines that the cited document

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Application No.: 09/869,264  
Attorney Docket No.: 1197.0226-00  
Customer No. 22,852

does not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: June 10, 2002

By: 

Mark D. Sweet  
Reg. No. 41,469

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